

November 2018
EASTERN PROVINCE
Region 9
FOREST ORDER CHECKLIST

09-14-20-22
WAYNE NATIONAL FOREST
NELSONVILLE, OHIO

Action	Responsible Official(s)	Initials/Date
Prepare proposed Order	Appropriate staff(s)	CLG, 5/8/20
NEPA requirements completed	Appropriate staff	CLG, 5/8/20
CRIA requirements completed	Appropriate staff	CLG, 5/8/20
Prepare enforcement plan	LEI with appropriate staff input	CF 5/8/20
Review proposed order	Patrol Commander	05/08/2020 PAJ
Approve enforcement plan	Special Agent in Charge	
Review by OGC (as needed)	Regional OGC	
Approve Order	Forest Supervisor or Regional Forester (Deputy or Acting Should Not Sign)	
Post Order (36 CFR 261.51)	District Ranger/Forest Supervisor	
Prepare news releases for Order describing the order and management objectives Describe implementation/action taken for order, such as planned patrols, enforcement strategies, tolerance, contacts to local public agencies.	PAO (with Appropriate Staff/LEI)	
Implement plan	LEO/field going personnel	
Complete Case File Filing	Order Records Officer	
Update Regional Order Database	Special Agent in Charge	



Forest
Service

Eastern Region
Law Enforcement & Investigations
South Central Zone

13700 US Hwy 33
Nelsonville, OH 45764
(740) 753-0578

File Code: 5330

Date: May 8, 2020

Route To:

Subject: Proposed Closure Orders 09-14-20-22

To: Mary V. King, Special Agent in Charge

From: Charles Foote, Zone Patrol Captain

Through:

The Wayne National Forest is proposing to implement Closure Order #09-14-20-22, a closure order to prohibit public camping in any Developed Campground, Developed day Use Areas, all trailheads and administrative sites.

Using any area within the Wayne National Forest by a group larger than ten (10) people at one time. Groups larger than 10 people must split up into smaller groups and recreate at least 200 yards apart. This closure is needed to provide for public safety and to protect employees during the COVID-19 pandemic.

As required by 36 CFR 261.51 (a), a copy of the Order shall be posted in each of the WNF administrative offices. Additionally, the approved Order will be posted on the WNF public website and a news release distributed through local news media outlets.

The proposed order and supporting documentation is attached. I recommend approval and implementation of the proposed order. Please advise if you have questions or require additional information to complete your review.

I have reviewed the proposed order for the Wayne National Forest and decided the following:

MARY KING

Return the Order to the Forest for implementation

Return the Order to the Forest due to insufficient documentation

Forward to OGC for additional legal review

MARY KING

Digitally signed by MARY KING
Date: 2020.05.08 16:33:19 -05'00'

Mary V. King
Special Agent in Charge

Date





**CLOSURE ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:
WAYNE NATIONAL FOREST, OHIO**

Pursuant to the provisions of 16 U.S.C. § 551, and 36 C.F.R. §§ 261.50 (a) and (b), the following acts are prohibited in the Wayne National Forest, Ohio due to hazards associated with the COVID-19 virus.

1. The following are prohibited and shall remain in effect until terminated by the Forest Supervisor:

- a. Entering or being within an area or facility listed in this Order as being closed pursuant to 36 CFR 261.58 (b) for reasons of public health and safety:

Campgrounds, beaches, and other developed recreation facilities on the Wayne National Forest are closed to the public. Use of trailheads and boat ramps is still permitted.

- b. Entering or being within Forest Service owned restrooms that are locked and indicated as closed by signage on the Athens Ranger District, Ironton Ranger District, and Marietta Unit. Use of contract-provided restroom facilities is permitted if available.

- c. Camping at or within 200 yards of the following areas on the Wayne National Forest:

- All Developed Campgrounds
- All Trailheads
- All day use areas
- All Administrative sites

- d. Using any area within Wayne National Forest by a group larger than ten (10) people at one time. Groups larger than 10 people must split into smaller groups and recreate at least 200 yards apart (36 CFR § 261.58 (f)).

2. Exemptions: Pursuant to 36 CFR §261.50 (e), the following persons are exempt from the prohibitions contained in this Order:

- a. ~~Persons with a permit specifically authorizing the otherwise prohibited act or omission (36 CFR 261.50(e)(1));~~
- b. Any Federal, State, or local officer, or member of any organized rescue or fire fighting force in the performance of an official duty (36 CFR 261.50(e)(4)).

3. General Prohibitions: The General Prohibitions set forth in 36 CFR Part 261, Subpart A (§§261.1- 261.23), remain in effect. The prohibitions set forth herein pursuant to 36 CFR Part 261, Subpart B (§§261.50-261.58) are in addition to the General Prohibitions.

Violation of these prohibitions is punishable by a fine of not more than \$5,000.00 for an individual or \$10,000.00 for an organization, or imprisonment for not more than six (6) months, or both (16 U.S.C. 551 and 18 U.S.C. 3559 and 3571).

Dated this 8th day of June, 2020, at Nelsonville, Ohio.

Forest Supervisor
Wayne National Forest



United States
Department of
Agriculture

Forest
Service

Wayne National Forest
Supervisor's Office

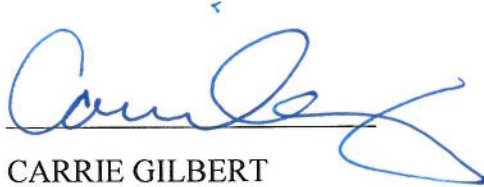
13700 U.S. Hwy 33
Nelsonville, OH 45764
(740) 753-0101
(740) 753-0118 fax
(800) 877-8339 TTY

Date: May 8, 2020

File Code: 5330

Subject: Proposed Closure Order 09-14-20-22-NEPA

I have reviewed the agency NEPA regulations and have found that closure orders under 36 CFR 261 can be categorically excluded from documentation in an EA or EIS (FSH 1909.12, 31.11, and 31.12). Furthermore, this category does not require a decision memorandum or NEPA project file (36 CFR 220.6 (d) (1)).



CARRIE GILBERT
Forest Supervisor

5/8/20
Date



Caring for the Land and Serving People

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Forest
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Subject: Proposed Closure Order 09-14-20-22-CRIA

Major civil rights impacts are those consequences of proposed policy actions that, if implemented, would negatively and disproportionately affect groups or classes of people by virtue of their race, color, sex, national origin, age, religion, family status, or disability.

I have considered the impact of the proposed prohibitions on the civil rights of minorities, women, persons with disabilities, and other protected groups. In considering the effects of the proposed action, it was determined that the civil rights of any protected group or class of people would not be affected by this closure.

CARRIE GILBERT
Forest Supervisor

Date



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Date: May 8, 2020

File Code: 5330

Subject: Proposed Closure Order 09-14-20-22

To: Charles Foote, Patrol Captain

Attached is a proposed closure order (09-14-20-22) for the Wayne National Forest and supporting documentation as required by Forest Service Handbook 5309.11 chapter 30 and the order checklist.

The Wayne National Forest is proposing to implement Closure Order 09-14-20-22. The proposed closure order is needed to reduce public transmission of the COVID-19 virus on the Wayne National Forest. Implementation of this closure order will serve to increase protection of persons who visit the Wayne National Forest and increase protection of employees engaged in the various missions of the National Forest System.

I respectfully request that you begin the review and implementation process of the proposed Supervisor's Order 09-14-20-22.

If I can be of assistance during the review and or implementation process, feel free to contact me at 740-753-0880.

CARRIE GILBERT
Forest Supervisor
Wayne National Forest



Statement of Purpose and Need
Supervisor's Closure Order
09-14-20-22

The Wayne National Forest is proposing to implement Closure Order 09-14-20-22. The proposed closure order is to prohibit public camping in any Developed Campground ground, Developed Day use areas, all trailheads and all administrative sites.

Using any area within the Wayne National Forest by a larger than ten (10) people at one time. Groups larger than (10) people must split up into smaller groups and recreate at least 200 yards apart.

This closure is needed to provide for public safety and to protect employees during the COVID-19 pandemic.
